

## **EXHIBIT 51**

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

**NAEGELI**

DEPOSITION AND TRIAL EXPERTS

CORPORATE HEADQUARTERS

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FLATWORLD INTERACTIVES,  
LLC,

Plaintiff,

vs. Case No.

APPLE, INC.,

Defendant.

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\*\*CONFIDENTIAL, ATTORNEYS' EYES ONLY\*\*  
DEPOSITION OF  
MICHAEL J. OSSIP

TAKEN ON  
TUESDAY, MAY 28, 2013  
9:30 A.M.

Morgan, Lewis & Bockius  
1701 Market Street  
Philadelphia, PA

THE NAEGELI ADVANTAGE

technology  
service  
oice



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11                   **(It is hereby stipulated and agreed by and**  
12                   **counsel for the respective parties that the sealing,**  
13                   **and certification are waived; and that all objections,**  
14                   **except as to the form of the question, are reserved**  
15                   **time of trial.)**

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1 e-mail to Mark Carlson?

2 A. No.

3 Q. And am I correct that your firm views the  
4 portion of that that was redacted as intrafirm  
5 privilege?

6 A. Yes.

7 Q. And I take it that Morgan Lewis is not  
8 waiving any intrafirm privilege, correct?

9 A. We engaged in a limited waiver in response  
10 to the Apple subpoena, but that wouldn't have  
11 covered this, no.

12 Q. As a general matter, have you -- well,  
13 you've interviewed Mr. McAleese, correct?

14 A. I've spoken to him several times. I guess  
15 you could refer to it as an interview.

16 Q. Have you demanded that he tell you all  
17 possible Apple information that he may know of?

18 A. I don't know that I've asked that question  
19 in that manner, no.

20 Q. Okay. Have you interviewed all Apple  
21 timekeepers at Morgan Lewis regarding communications  
22 that they may have had with John McAleese concerning  
23 this?

24 A. No.

25 Q. Do you know who Dan Golub is?

1 A. Golub, G-O-L-U-B.

2 Q. **Golub.**

3 A. He is a former partner of the firm.

4 Q. **Have you interviewed Mr. Golub regarding**  
5 **communications that he had with Mr. McAleese in**  
6 **2007?**

7 A. No.

8 Q. **And you've indicated that you searched**  
9 **John McAleese's e-mails for responsive materials,**  
10 **correct?**

11 A. At my request, it was done, yes.

12 Q. **Did you include the term "iPhone" in your**  
13 **search of John's e-mails?**

14 A. I don't know. I believe yes. But, you  
15 know, I -- I relied on our e-data and e-discovery  
16 individuals to come up with the -- with the  
17 keywords, but I can't say for certain.

18 Q. Okay. Can you -- well, let's start -- can  
19 you tell me what hardware Mr. McAleese was issued by  
20 Morgan Lewis from 2006 to the present? Let's start  
21 with laptops.

22 A. I can't -- I cannot tell you that off the  
23 top of my head, no.

24 Q. Do you know if Mr. McAleese was issued a  
25 firm laptop? Well, was there any hardware that Mr.